

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

LEDELL HAMMOND,

Plaintiff,

v.

CITY OF TROY, ET AL.,

Defendants.

Case No. 15-12051

Paul D. Borman
United States District Judge

R. Steven Whalen
United States Magistrate Judge

OPINION AND ORDER

(1) ADOPTING MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION (ECF NO. 66); (2) DISMISSING WITH PREJUDICE PLAINTIFF'S CLAIMS AGAINST DEFENDANT A&M TOWING; AND (3) CLOSING THIS CASE

Before the Court is Magistrate Judge R. Steven Whalen's Report and Recommendation recommending that the Court *sua sponte* dismiss Defendant A&M Towing, the last remaining defendant in this action, for lack of subject matter jurisdiction because the claims are "devoid of merit" and "no longer open to discussion." (ECF No. 66, Report and Recommendation). Plaintiff did not file an objection to the Report and Recommendation.

Having reviewed the Report and Recommendation and there being no timely objections under 28 U.S.C. § 636(b)(1) and E.D. Mich L.R. 72.1(b), the Court ADOPTS the Magistrate Judge's Report and Recommendation (ECF No. 66) and DISMISSES WITH PREJUDICE the claims against Defendant A&M Towing and CLOSES this case.

IT IS SO ORDERED.

s/Paul D. Borman
PAUL D. BORMAN
UNITED STATES DISTRICT JUDGE

Dated: June 7, 2016

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing order was served upon each attorney or party of record herein by electronic means or first class U.S. mail on June 7, 2016.

s/Deborah Tofil

Case Manager